

02-05-02

A

FISH & RICHARDSON P.C., P.A.

3300 Dain Rauscher Plaza
60 South Sixth Street
Minneapolis, Minnesota
55402

Telephone
612 335-5070

Facsimile
612 288-9696

Web Site
www.fr.com



January 31, 2002

Attorney Docket No.: 07039-246001

Box Patent Application

Assistant Commissioner for Patents
Washington, DC 20231

Presented for filing is a new patent application claiming priority from a provisional patent application of:

Applicant: Thomas F. Smith, Mark J. Espy, Arlo Wold, and Jim Uhl

Title: Detection of Herpes Simplex Virus

Enclosed are the following papers, including those required to receive a filing date under 37 CFR §1.53(b). Applicants hereby claim status as a Small Entity under 37 CFR §1.27.

	<u>Pages</u>
Specification	28
Claims	10
Abstract	1
Declaration	[To be Filed at a Later Date]

Enclosures:

— Postcard.

Under 35 USC §119(e)(1), this application claims the benefit of prior U.S. provisional application 60/265,376, filed January 31, 2001.

CERTIFICATE OF MAILING BY EXPRESS MAIL

Express Mail Label No. EL 589639997US

I hereby certify under 37 CFR §1.10 that this correspondence is being deposited with the United States Postal Service as Express Mail Post Office to Addressee with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

January 31, 2002
Date of Deposit

Signature

Vince Defante

Typed or Printed Name of Person Signing Certificate



Frederick P. Fish
1855-1930

W.K. Richardson
1859-1951



BOSTON

DALLAS

DELAWARE

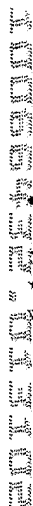
NEW YORK

SAN DIEGO

SILICON VALLEY

TWIN CITIES

WASHINGTON, DC



Assistant Commissioner for Patents

January 31, 2002

Page 2

Basic filing fee	\$370
Total claims in excess of 20 times \$9: (33)	\$297
Independent claims in excess of 3 times \$42: (3)	\$126
Fee for multiple dependent claims	\$0
Total filing fee:	\$793

A check for the filing fee is enclosed. Please apply any other required fees or any credits to deposit account 06-1050, referencing the attorney docket number shown above.

If this application is found to be incomplete, or if a telephone conference would otherwise be helpful, please call the undersigned at (612) 335-5070.

Kindly acknowledge receipt of this application by returning the enclosed postcard.

Please send all correspondence to:

Mark S. Ellinger, Ph.D.
Fish & Richardson P.C., P.A.
60 South Sixth Street
Suite 3300
Minneapolis, MN 55402

Respectfully submitted,



M. Angela Parsons, Ph.D.

Reg. No. 44,282

Enclosures

MAP/jyh

60071375.doc

20071375.doc